

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

DAVID WAYNE SAGEBARK, JR.,

Defendant.

NO. CR23-097-JHC

**FINAL ORDER OF FORFEITURE**

THIS MATTER comes before the Court on the United States' Motion for a Final Order of Forfeiture ("Motion") for the following property, Dkt. # 58:

- One Springfield Armory 9mm semiautomatic pistol, bearing serial number BA599199, along with associated ammunition and two magazines, seized from Defendant's person on May 10, 2023.

The Court, having reviewed the United States' Motion, as well as the other pleadings and papers filed in this matter, HEREBY FINDS that entry of a Final Order of Forfeiture is appropriate because:

- On December 2, 2024, the Court entered a Preliminary Order of Forfeiture finding the Subject Property forfeitable pursuant to 21 U.S.C. § 853(a) and

1 18 U.S.C. § 924(d)(1), by way of 28 U.S.C. § 2461(c), and forfeiting to the  
 2 United States the Defendant's interest in it. Dkt. No. 44.;


- 3 • The United States published notice of the pending forfeitures as required by  
 4 21 U.S.C. § 853(n)(1) and Federal Rule of Criminal Procedure ("Fed. R.  
 5 Crim. P.") 32.2(b)(6)(C) (Dkt. No. 49), and sent direct notice, by means  
 6 reasonably calculated to reach them, to two identified potential claimants,  
 7 as required by Fed. R. Crim. P. Rule 32.2(b)(6)(A) and Supplemental Rule  
 8 G(4)(b)(iii)-(v) of the Supplemental Rules for Certain Admiralty and  
 9 Maritime Claims (*see* Declaration of AUSA Karyn S. Johnson in Support  
 10 of Motion for a Final Order of Forfeiture, ¶¶ 2-3, Exhibits A-B);
- 11 • The United States has used all available efforts to provide notice to  
 12 identified potential claimants, by means reasonably calculated to reach  
 13 them. Notices sent to both potential claimants were returned to sender. *Id.*,  
 14 ¶ 2-3, Exhibits A-B. The United States has no other current contact  
 15 information for the potential claimants. *Id.*, ¶¶ 2-3; and
- 16 • The time period for filing third-party petitions has expired and none were  
 17 filed.

18 NOW, THEREFORE, THE COURT ORDERS:

- 19 1. No right, title, or interest in the Subject Property exists in any party other  
 20 than the United States;
- 21 2. The Subject Property is fully and finally condemned and forfeited, in its  
 22 entirety, to the United States; and
- 23 3. The United States Department of Justice, the Federal Bureau of  
 24 Investigation, and/or their representatives, are authorized to dispose of the Subject  
 25 Property in accordance with the law.

1 IT IS SO ORDERED.  
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3 DATED this 23rd day of April, 2025.  
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7 JOHN H. CHUN  
8 UNITED STATES DISTRICT JUDGE  
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